

Article XIII

Transition and Termination of Services and Related Programs

Article XIII

Transition and Termination of Services and Related Programs

1. Whenever the Government of the Federated States of Micronesia desires to terminate a category of the services and related programs set forth in Articles VI through XII of this Agreement, that Government shall give written notice to the United States diplomatic representative and to the Federal agency concerned. The Government of the United States shall assist in the orderly transfer of authority and responsibility for such category of services and related programs. Unless otherwise agreed, the authority and responsibility of the Government of the United States under this Agreement shall terminate one year after receipt of such notice by the United States diplomatic representative.
2. Upon termination of a category of services and related programs pursuant to paragraph 1 of this Article, the applicability of all laws of the United States, its regulations, practices, policies, treaties, conventions, or arrangements, which are applicable to that category solely by virtue of this Agreement, shall cease to be applicable in the Federated States of Micronesia, and any authority and responsibility of the Government of the United States for the conduct of foreign affairs in respect to such services and related programs shall also cease.

Article XIV

Effective Date, Amendment and Duration

Article XIV

Effective Date, Amendment and Duration

1. This Agreement, as amended, shall enter into force simultaneously with the amendments to the Compact; any related Exchanges of Notes shall enter into force in accordance with their own terms.
2. The provisions of this Agreement or any related Exchanges of Notes may be amended as to the Government of the Federated States of Micronesia and as to the Government of the United States at any time by mutual agreement.
3. This Agreement shall remain in force for a period of twenty years, subject to Article IV, Title Four of the Compact.
4. This Agreement may be accepted, by signature or otherwise, by the Government of the United States and the Government of the Federated States of Micronesia. Upon acceptance of this Agreement, each Government shall possess an original English language version.

DONE at Palikir, in duplicate, this 14th day of
May, 2003, each text being equally authentic.

FOR THE GOVERNMENT OF THE
UNITED STATES OF AMERICA:

Larry M. Dwyer

FOR THE GOVERNMENT OF THE
FEDERATED STATES OF MICRONESIA:

Harold

ANNEX A
WEATHER SERVICES AND RELATED PROGRAMS
PROVIDED BY
DOC NOAA NATIONAL WEATHER SERVICE
TO
THE FEDERATED STATES OF MICRONESIA

To comply with the provisions of the Compact of Free Association the United States Department of Commerce's (DOC) National Oceanic and Atmospheric Administration's (NOAA) National Weather Service (hereafter referred to as the National Weather Service) shall, subject to the availability of funds appropriated for this purpose:

1. Enter into a Contract with the Government of the Federated States of Micronesia (FSM) to provide, on a reimbursable basis, personnel, facilities, supplies, and related support services, including telecommunication infrastructure, to operate and maintain Weather Service Offices at Pohnpei, Chuuk, and Yap, second order weather stations, and climatological networks within the area of responsibility of these three primary weather stations.
 - (a) The Weather Service Office at Pohnpei includes the observatory, upper air inflation building and associated weather equipment. It is staffed by a Meteorologist-in-Charge or Official-in-Charge, eight Weather Service Specialists, an Electronic Program Specialist and a Tradesman. This office takes and disseminates surface and upper air observations, gathers tide data and makes and disseminates locally adapted forecasts. It also provides expertise to the government on short and long term climatological trends with technical assistance from the National Weather Service. The Pohnpei office supervises the Pohnpei International Airport and Kosrae SAWRS. Second order stations providing limited surface synoptic observations are located at Pingelap, Nukuro, Kapingamorangi, and Kosrae. The Pohnpei office oversees the second order stations and also the cooperative weather sites within Pohnpei State. The person in charge of the Pohnpei office has, as a collateral duty, the function of the Federated States of Micronesia Weather Service Coordinator until such time as the Federated States of Micronesia Government can assume this function on a full time basis.

- (b) The Weather Service Office at Yap includes the observatory, upper air inflation building and associated weather equipment. It is staffed by a Meteorologist-in-Charge, eight Weather Service Specialists, an Electronic Program Specialist and a Tradesman. This office takes and disseminates surface and upper air observations, gathers tide data, and prepares and disseminates locally adapted forecasts. It also provides expertise to the government on short and long term climatological trends with technical assistance from the National Weather Service. The Pohnpei Office oversees second order stations providing surface synoptic observations are located at Woleai and Ulitihi. The Yap office oversees the cooperative weather sites within Yap State.
 - (c) The Weather Service Office at Chuuk includes the observatory, upper air inflation building and associated weather equipment. It is staffed by a Meteorologist-in-Charge or Official-in-Charge, eight Weather Service Specialists, an Electronic Program Specialist and a Tradesman. This office takes and disseminates surface and upper air observations, gathers tide data, and makes and disseminates locally adapted forecasts. It also provides expertise to the government on short and long term climatological trends with technical assistance from the National Weather Service. The Pohnpei Office oversees second order stations providing surface synoptic observations are located at Puluwat and Lukunor. The Chuuk office oversees the cooperative weather sites within Chuuk State.
2. As funds are available and as efficiencies and new technologies are implemented, modify the staff at the three FSM Weather Service Offices by a reduction in the number of Weather Service Specialists and the addition of a second Meteorologist and a Systems Manager (computer specialist).
 3. Provide the supplies (including balloons, radiosondes, hydrogen and tanks, etc.), manuals and instructions, and instruments and equipment required for the operation of the weather offices' programs and related services but which are not provided for under Paragraph 1 above.
 4. Provide and maintain weather office facilities, including renovation and periodic replacement, and the replacement of meteorological instruments/equipment, and other equipment required for the weather offices' programs and related services.
 5. Regularly inspect the weather offices and SAWRS observing sites to ensure the quality of meteorological operations and services.
 6. Train FSM employees as required to implement the provisions of the Compact and to meet technological change.

7. Continue FSM access to telecommunications for meteorological traffic to ensure the receipt and dissemination of current meteorological information.
8. Provide for the maintenance, repair, or installation of instruments and equipment required for the weather offices' programs and related services.
9. Provide advice and technical assistance, upon request, for the development of a Federated States of Micronesia national weather service.
10. Continue the following level of weather services and related programs for FSM until they may be assumed by the development of an FSM national weather service:

(a) General

The National Weather Service provides for the meteorological data acquisition facilities and services and for the dissemination of forecasts and warnings prepared by the National Weather Service Forecast Offices (WFOs) in Guam and Honolulu to the civil interests, including those involved in marine and aviation activities.

(b) Public Weather Services

- (1) WFO Guam prepares tropical storm, typhoon, marine, and other warnings and twice daily marine-oriented forecasts and transmits these products by satellite communications such as the Emergency Manager's Weather Information Network or equivalent means via HF radio (radiofax) for high seas information and by dedicated telecommunications networks to the Weather Service Offices. The WSOs adapt the marine-oriented forecasts for local use and then distribute locally by phone, phone recording, facsimile, Internet web site, and also disseminate by radio and TV (where available) in both English and native languages.
- (2) Each of the three FSM offices (Pohnpei, Chuuk and Yap) maintains short-term historical weather records for the use of local, national and international agricultural, construction, and scientific interests. Long-term climatological records are maintained by the US National Climatic Data Center, Asheville, N.C.

(c) Aviation Weather Services

- (1) Aviation aerodrome forecasts are to be issued for Yap, Chuuk, and Pohnpei four times daily, and for Kosrae (based upon the

availability of SAWRS observations) by either the WFO Guam or the WFO Honolulu.

(2) Aviation warnings are issued, as required, under international agreement.

(d) Sea-Level Monitoring (Tide) stations in Pohnpei, Chuuk and Yap are part of the International Tsunami Warning System. These three stations are located in a critical quadrant of the western Pacific and provide early warnings of Tsunamis generated in the Philippine Islands - New Guinea - Vanuatu area. The tide information is transmitted to the Pacific Tsunami Warning Center in Honolulu for their computation of Tsunami transit time and for use in preparing warnings for the Pacific basin.